

JOSEPH VICTOR LAGANA  
5622 STROHM AVE  
N. HOLLYWOOD, CA 91601  
[josephvl@yahoo.com](mailto:josephvl@yahoo.com)

**FILED**  
AUG 14 2008  
RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT of CALIFORNIA**

JOSEPH VICTOR LAGANA  
**Plaintiff / Petitioner**

**Case No. 4:08-cv-03392-CW**

**Vs.**

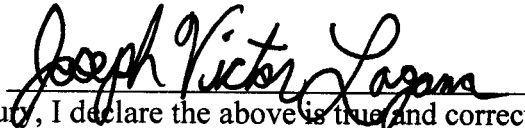
**Plaintiff's in opposition  
to defendant's motion and  
"Motion to Dismiss"**

SAN FRANCISCO POLICE  
DEPARTMENT & CITY AND  
COUNTY OF SAN FRANCISCO  
**Defendant / Respondent**

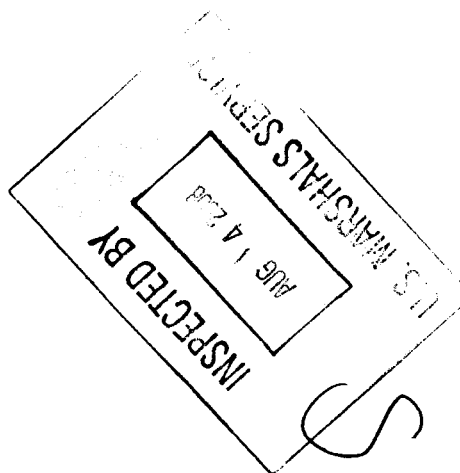
**Plaintiff's Opposition to The Defendant's "Motion to Dismiss"**

- 1 I am the plaintiff in this action, and I respectfully submit this affidavit/affirmation in 2  
3 opposition to the defendant's motion to dismiss dated July 21, 2008 made by  
4 the defense's counsel Andrew Gschwind.  
5 I have personal knowledge of facts which bear on the defendant's "Motion to Dismiss".  
6 The defendant's "Motion to Dismiss" should be denied because the plaintiff holds the burden of proof,  
7 multiple pieces of evidence, and a multitude of witnesses are at the plaintiff's disposal.  
8 Defendant does not plead and does not show a meritorious defense to the main action other than a  
9 demurr or motion to dismiss.  
10 Plaintiff has amended his complaint in full detail and will file the amended complaint in 10 days.  
11 In view of the foregoing, it is respectfully submitted that the defendant's motion and  
12 "motion to dismiss" be denied.

Dated 8/7/08

  
Under penalty of perjury, I declare the above is true and correct.  
Signed Joseph Victor Lagana

JOSEPH VICTOR LAGANA (Plaintiff)  
5622 Strom Ave  
N. Hollywood, CA 91601



Subsequent Filings  
Includes Amended complaint, <sup>2</sup>Motions, and Forma Pauperis

Attn: Docket Clerk or General Clerk

RE: <sup>Case No:</sup> 4:08-cv-03392-CW

"J. LAGANA vs. SFR.D.R.C.C.S.F."  
Honorable "Claudia Wilken" Presiding Judge

United States District Court  
Northern District of California  
Clerk's Office

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